

# DAILY DIGEST

Vol. 17, No. 234

December 7, 1998

\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## PUBLIC NOTICES

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Released: December 7, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG. Public Reference Log: 12/04/98. Contact: Public Reference Room: (202) 418-1933. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/Tariffs/combined/tt120498.pdf](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt120498.pdf)

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## SPEECHES

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REMARKS OF CHAIRMAN WILLIAM E. KENNARD, SATURDAY, DECEMBER 5, 1998, TELECOMMUNICATIONS FOR THE DEAF, INC. GALA GALLAUDET UNIVERSITY, WASHINGTON, DC, (AS PREPARED FOR DELIVERY). Internet URL: <https://www.fcc.gov/Speeches/Kennard/spwek836.html>

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## TEXTS

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TIME WARNER CABLE. Denied complaint filed against the cable programming services tier rate charged by Time Warner in Elmwood, OH. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 1, 1998. by Order. (DA No. 98-2475). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982475.wp>

TIME WARNER CABLE. Denied complaint filed against the cable programming services tier rate charged by Time Warner in the City of St. Bernard, OH. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 1, 1998. by Order. (DA No. 98-2476). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982476.wp>

TIME WARNER CABLE. Denied complaint filed against the cable programming services tier rate charged by Time Warner in the City of the Town of Belleair. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 1, 1998. by Order. (DA No. 98-2477). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982477.wp>

CABLEVISION SYSTEMS. Approved the refund plan Cablevision Systems filed for Greenport, Riverhead, Southold & Southampton, NY. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 2, 1998. by Order. (DA No. 98-2482). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982482.wp>

CABLEVISION SYSTEMS. Approved the refund plan Cablevision Systems filed for New Hyde Park, NY. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 2, 1998. by Order. (DA No. 98-2483). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982483.wp>

A-R CABLE PARTNERS, INC. Approved the refund plan A-R Cable Partners, Inc. - Middlesex filed for Concord, MA. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 2, 1998. by Order. (DA No. 98-2486). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982486.wp>

CABLEVISION OF MONMOUTH, INC. Approved the refund plan Cablevision of Monmouth, Inc. filed for Lakewood and Howell, NJ. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 2, 1998. by Order. (DA No. 98-2484). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982484.wp>

PARAGON CABLE D/B/A PARAGON CABLE. Denied complaint filed against cable programming services tier rate charged by Paragon Cable in the City of El Paso, TX. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 1, 1998. by Order. (DA No. 98-2478). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982478.wp>

PARAGON CABLE D/B/A PARAGON CABLE. Denied complaint filed against the cable programming services tier rate charged by Paragon Cable in the City of Irving, TX. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 1, 1998. by Order. (DA No. 98-2479). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982479.wp>

A-R CABLE SERVICES - NY, INC. YORKTOWN NORTH. Approved the refund plan A-R Cable Services - NY, Inc. Yorktown North filed for Putnam Valley, NY. Action by Acting Chief, Financial Analysis and Compliance Division, Cable Services Bureau. Adopted: December 2, 1998. by Order. (DA No. 98-2485). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da982485.wp>

**ADDENDA: The following items, released December 4, 1998, did not appear in Digest No. 233:**

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## NEWS RELEASES

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FCC RELEASES REPORT ON LOCAL COMPETITION. The FCC has released a staff report titled Local Competition. The report presents a summary of currently available statistical material, information from Common Carrier Bureau surveys, and information mined from other public sources. Information is presented for all states and, where available, for smaller geographic areas. CCB Contact: Industry Analysis Division, Common Carrier Bureau: (202) 418-0940, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/News\\_Releases/1998/nrcc8087.wp](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8087.wp)

FCC CALENDAR OF EVENTS. OPA.

THOMAS J. SUGRUE NAMED CHIEF OF THE WIRELESS TELECOMMUNICATIONS BUREAU. WTB. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/News\\_Releases/1998/nrwl8048.html](https://www.fcc.gov/Bureaus/Wireless/News_Releases/1998/nrwl8048.html)

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## PUBLIC NOTICES

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Released: December 4, 1998. PLEADING CYCLE ESTABLISHED FOR PETITIONS OF MCI/WORLDCOM AND NATIONAL ASSOCIATION OF REGULATORY UTILITY COMMISSIONERS (NARUC) FOR RECONSIDERATION OF GTE DSL ORDER. Comments Due: January 5, 1999; Reply Comments Due: January 19, 1999. (DA No. 98-2502). Dkt No.: CC-98-79. Contact: Harold Watson or Dana Bradsford: (202) 418-1520, TTY: (202) 418-0484. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1998/da982502.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da982502.wp)

Released: December 4, 1998. PROPOSED FIRST QUARTER 1999 UNIVERSAL SERVICE CONTRIBUTION FACTORS AND PROPOSED ACTIONS. (FCC No. 98-318). Dkt No.: CC-96-45. Contact: Accounting Policy Division, Common Carrier Bureau: Jack Zinman or Linda Armstrong at (202) 418-7400, TTY: (202) 418-7400. News Media Contact: Rochelle Cohen (202) 418-0253. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1998/fcc98318.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/fcc98318.wp)

Released: December 4, 1998. RURAL HEALTH CARE CORPORATION REQUEST FOR EXTENSION OF INITIAL FUNDING YEAR PLEADING CYCLE ESTABLISHED. Comment Date: December 14, 1998. (DA No. 98-2468). Contact: Accounting Policy Division, Common Carrier Bureau: Sheryl Todd or Linda P. Armstrong at (202) 418-7400, TTY: (202) 418-0484, email: stodd@fcc.gov or larmstro@fcc.gov. Internet URL:

[https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1998/da982468.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da982468.wp)

Released: December 4, 1998. COMMON CARRIER BUREAU ANNOUNCES THE LOCATION OF THE DECEMBER 11, 1998 WORKSHOP ON INPUT VALUES TO BE USED TO ESTIMATE FORWARD-LOOKING ECONOMIC COSTS FOR PURPOSES OF UNIVERSAL SERVICE SUPPORT. (DA No. 98-2497).

Dkt No.: CC-96-45, CC-97-160. Contact: Accounting Policy Division, Common Carrier Bureau: (202) 418-7400. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/1998/da982497.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/1998/da982497.wp)

Report No: 1211. Released: December 4, 1998. CABLE TELEVISION SERVICE REGISTRATIONS; SPECIAL RELIEF AND OTHER FILINGS.

Report No: TEL-00038S. Released: December 4, 1998. STREAMLINED INTERNATIONAL SECTION 214, CABLE LANDING LICENSE AND SECTION 310(B)(4) APPLICATIONS ACCEPTED FOR FILING (SECTION 63.18 AND 1.767). Contact: International Bureau Reference Center: (202) 418-1492 or (202) 418-1493. Internet URL: [https://www.fcc.gov/Bureaus/International/Public\\_Notices/1998/pnin8290.pdf](https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8290.pdf)

Report No: TEL-00039NS. Released: December 4, 1998. NON-STREAMLINED INTERNATIONAL SECTION 214 CABLE LANDING LICENSE AND SECTION 310(B)(4) APPLICATIONS ACCEPTED FOR FILING (FORMAL SECTION 63.18 AND 1.767) APPLICATIONS NOT SUBJECT TO STREAMLINED PROCESSING. Contact: International Reference Center: (202) 418-1492 or (202) 418-1493.

Internet URL: [https://www.fcc.gov/Bureaus/International/Public\\_Notices/1998/pnin8289.pdf](https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8289.pdf)

Report No: 44381. Released: December 4, 1998. BROADCAST ACTIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac981204.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac981204.txt)

Report No: 24381. Released: December 4, 1998. BROADCAST APPLICATIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap981204.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap981204.txt)

Report No: 345. Released: December 4, 1998. MASS MEDIA BUREAU CALL SIGN ACTIONS. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Call\\_Sign\\_Changes/pnmm8176.wp](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Call_Sign_Changes/pnmm8176.wp)

Report No: A-341. Released: December 4, 1998. NON-COMMERCIAL EDUCATIONAL FM BROADCAST APPLICATIONS ACCEPTED FOR FILING AND NOTIFICATION OF CUT-OFF DATE. Cut-Off Date: January 4, 1998. Internet URL:

[https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Radio\\_Cutoffs/pnmm8174.wp](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm8174.wp)

Released: December 4, 1998. WIRELESS TELECOMMUNICATIONS BUREAU ANNOUNCES THE COMMENCEMENT OF THE VOLUNTARY NEGOTIATION PERIOD FOR THE RELOCATION OF

INCUMBENT LICENSEES IN THE 800 MHZ BAND. EA licenses' deadline for notifying incumbents of their intention to relocate is March 4, 1999. (DA No. 98-2434). Contact: Commerical Wireless Division, Wireless Telecommunications Bureau: Don Johnson, Chris Gacek, or Yanic Thomas at (202) 418-7240. Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1998/da982434.wp](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/da982434.wp)

Released: December 4, 1998. WIRELESS TELECOMMUNICATIONS BUREAU TO BEGIN USE OF UNIVERSAL LICENSING SYSTEM (ULS) FOR ALL CELLULAR RADIOTELEPHONE SERVICE LICENSING BEGINNING DECEMBER 14, 1998. (DA No. 98-2499). Contact: FCC Technical Support Hotline: (202) 414-1250, email: [ulscomm@fcc.gov](mailto:ulscomm@fcc.gov), ULS Licensing Support: (202) 418-7ULS, email: [bwoodwar@fcc.gov](mailto:bwoodwar@fcc.gov). Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/1998/da982499.wp](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/da982499.wp)

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## TEXTS

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INTELLIGENT NETWORKS. Terminated proceeding concerning third-party access to the local exchange carriers' intelligent networks. Concluded that most of the issues raised in this proceeding have already been addressed by the Local Competition Order or are being considered in the Computer III Further Notice, which the Commission is currently reviewing of its Open Network Architecture and Computer III requirements. Dkt No.: CC-91-346. Action by the Commission. Adopted: December 2, 1998. by Order. (FCC No. 98-322). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1998/fcc98322.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/fcc98322.wp)

HALPRIN, TEMPLE, GOODMAN & SUGRUE, AND FREEDOM TECHNOLOGIES, INC. VS. MCI TELECOMMUNICATIONS CORPORATION. Denied Motion for Declaratory Ruling and Request for Issuance of a Notice of Apparent Liability jointly filed by Halprin, Temple, Goodman & Sugrue and Freedom Technologies, Inc. against MCI Telecommunications Corporation. Action by Deputy Chief, Formal Complaints and Investigations Branch, Enforcement Division, Common Carrier Bureau. Adopted: December 4, 1998. by Order. (DA No. 98-2450). CCB

LOGAN, UTAH. Proposed amending FM Table to Allot Channel 252C3 to Logan, Utah, as that community's third local FM Service. Comments Due: January 25, 1999; Reply Comments Due: February 9, 1999. Dkt No.: MM-98-211. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: November 25, 1998. by NPRM. (DA No. 98-2404). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1998/da982404.wp](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1998/da982404.wp)

WELLSVILLE, NEW YORK. Proposed Amendment of the FM Table to allot Channel 246A to Wellsville as the community's second local FM service. Comments Due: January 25, 1999; Reply Comments Due: February 9, 1999. Dkt No.: MM-98-207. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: November 25, 1998. by NPRM. (DA No. 98-2368). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1998/da982368.wp](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1998/da982368.wp)

CLIFTON AND RANTOUL, ILLINOIS; LENNOX, SOUTH DAKOTA; GASSAWAY, ARNOLDSBURG AND PETERSTOWN, WEST VIRGINIA; SIBLEY AND SIOUX RAPIDS, IOWA. Proposed Amendment of FM Table to Allot Channels to these communities. Comments Due: January 25, 1999; Reply Comments Due: February 9, 1999. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: November 25, 1998. by NPRM. (DA No. 98-2435). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Notices/1998/da982435.wp](https://www.fcc.gov/Bureaus/Mass_Media/Notices/1998/da982435.wp)

SOUTHERN COMPANY. Granted in part, and denied in part, Southern's Request for Waiver of Section 90.151 of the Commission's Rules for an extension to continue construction of the originally authorized wide-area SMR network. Action by Chief, Wireless Telecommunications Bureau. Adopted: December 3, 1998. by MO&O. (DA No. 98-2496). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1998/da982496.wp>

**ADDENDA: The following items, released December 2, 1998, did not appear in Digest No. 231:**

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**SPEECHES**

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""MASTERING OPPORTUNITY"" , REMARKS OF WILLILAM E. KENNARD, CHAIRMAN, FEDERAL COMMUNICATIONS COMMISSION, NATIONAL BLACK MEDIA COALITION, MASTER COMMUNICATIONS AWARDS LUNCHEON, WASHINGTON, DC, DECEMBER 2, 1998. Internet URL: "<https://www.fcc.gov/Speeches/Kennard/spwek835.html>

**ADDENDA: The following items, released December 1, 1998, did not appear in Digest No. 230:**

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**TEXTS**

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BEEHIVE TELEPHONE COMPANY, INC. Ordered Beehive Telephone Company to submit its plans for issuing refunds to the Common Carrier Bureau for review and approval pursuant to our delegation of authority within 30 calendar days of the release of this MO&O, and terminated investigation instituted by the Common Carrier Bureau in CC Docket No. 98-108 for Beehive Telephone Company, Inc. and Beehive Telephone, Inc. of Nevada, Transmittal No. 11. Ordered that pursuant to Section 205 of the Communications Act, the Common Carrier Bureau institute within 90 days of the release of this MO&O an investigation for Beehive Telephone Company, Inc. and Beehive Telephone, Inc. of Nevada for purposes determining whether Beehive is in violation of any part of the Act based upon its Part 32 accounting methodologies and entries, Part 64 cost allocation methodologies, and separations methodologies. Dkt No.: CC-98-108. Action by the FCC. Adopted: December 1, 1998. by MO&O. (FCC No. 98-320). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/1998/fcc98320.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/fcc98320.wp)